

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

AMOR MINISTRIES,

Plaintiff,

v.

CENTURY SURETY COMPANY,

Defendant.

Case No.: 13cv1441 GPC (BGS)  
[Consolidated with 3:13cv2517]

**ORDER SCHEDULING  
MANDATORY SETTLEMENT  
CONFERENCE**

A Mandatory Settlement Conference will be held in the chambers of Magistrate Judge Jan M. Adler on **May 12, 2016** at **10:00 a.m.**, Edward J. Schwartz United States Courthouse, 221 West Broadway, San Diego, California. Counsel shall submit settlement statements to Magistrate Judge Adler's chambers no later than **May 5, 2016**.<sup>1</sup> Settlement statements shall address the procedural history of this matter as well as the parties' respective settlement positions. The parties may either submit confidential settlement statements or may exchange their settlement statements.

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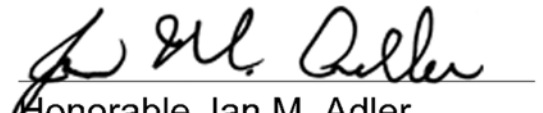
<sup>1</sup> Statements under 20 pages in length, including attachments and exhibits, may be e-mailed to [efile\\_adler@casd.uscourts.gov](mailto:efile_adler@casd.uscourts.gov), faxed to (619) 702-9939, or delivered to chambers via the Office of the Clerk of Court at 333 West Broadway, Suite 420, San Diego, California. Statements exceeding 20 pages in length, including attachments and exhibits, must be delivered to chambers via the Office of the Clerk of Court.

1 All named parties, all counsel, and any other person(s) whose  
 2 authority is required to negotiate and enter into settlement shall appear in  
 3 person at the conference. The individual(s) present at the Mandatory  
 4 Settlement Conference with settlement authority must have the unfettered  
 5 discretion and authority on behalf of the party to: 1) fully explore all  
 6 settlement options and to agree during the conference to any settlement  
 7 terms acceptable to the party (*G. Heileman Brewing Co., Inc. v. Joseph Oat*  
 8 *Corp.*, 871 F.2d 648, 653 (7th Cir. 1989)), 2) change the settlement position  
 9 of a party during the course of the conference (*Pitman v. Brinker Int'l, Inc.*,  
 10 216 F.R.D. 481, 485-86 (D. Ariz. 2003)), and 3) negotiate a settlement without  
 11 being restricted by any predetermined level of authority (*Nick v. Morgan's*  
 12 *Foods, Inc.*, 270 F.3d 590, 596 (8th Cir. 2001)). Governmental entities may  
 13 appear through litigation counsel only. As to all other parties, appearance by  
 14 litigation counsel only is not acceptable. Retained outside corporate counsel  
 15 shall not appear on behalf of a corporation as the party who has the authority to  
 16 negotiate and enter into a settlement.

17 The failure of any counsel, party or authorized person to appear at the  
 18 Mandatory Settlement Conference as required shall be cause for the  
 19 immediate imposition of sanctions. All conference discussions will be  
 20 informal, off the record, privileged, and confidential.

21 **IT IS SO ORDERED.**

22 Dated: April 19, 2016

23   
 24 Honorable Jan M. Adler  
 25 United States Magistrate Judge  
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